

# Senate File 385 - Introduced

SENATE FILE 385  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1137)

## A BILL FOR

1 An Act relating to a Brady-Giglio list maintained by a  
2 prosecuting agency, and confidential information, and  
3 including effective date provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 80F.1, subsection 1, paragraph a, Code  
2 2023, is amended to read as follows:

3 a. "*Brady-Giglio list*" means a list compiled by a  
4 prosecuting agency containing the names and details of officers  
5 who have sustained incidents of untruthfulness, criminal  
6 convictions, candor issues, or some other type of issue which  
7 places the officer's credibility into question. This paragraph  
8 is repealed July 1, ~~2023~~ 2024.

9 Sec. 2. Section 80F.1, subsection 24, Code 2023, is amended  
10 by adding the following new paragraph:

11 NEW PARAGRAPH. *Of.* A prosecuting agency shall keep  
12 confidential and shall not release to the public an officer's  
13 personnel file, medical records, or any statement, recording,  
14 transcript, or complaint protected under subsection 20, to  
15 the public. Nothing in this paragraph shall be construed to  
16 prohibit the release of records to the officer or the officer's  
17 legal counsel as required under this section upon the request  
18 of the officer or the officer's legal counsel or as otherwise  
19 provided by law or court order.

20 Sec. 3. Section 80F.1, subsection 24, paragraph i, Code  
21 2023, is amended to read as follows:

22 i. This subsection is repealed July 1, ~~2023~~ 2024.

23 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate  
24 importance, takes effect upon enactment.

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with  
27 the explanation's substance by the members of the general assembly.

28 This bill relates to a Brady-Giglio list maintained by a  
29 prosecuting agency.

30 Current law in Code chapter 80F (peace officer, public  
31 safety, and emergency personnel bill of rights) describes  
32 procedural requirements that a prosecuting agency that  
33 maintains a Brady-Giglio list must comply with and provides  
34 a definition of "Brady-Giglio list". These requirements and  
35 definition were set by the general assembly to be repealed on

1 July 1, 2023. The bill extends the future repeal provisions to  
2 July 1, 2024.

3 The bill provides that a prosecuting agency shall keep  
4 confidential and not release to the public an officer's  
5 personnel file, medical records, or any statement, recording,  
6 transcript, or complaint. The bill does not prohibit the  
7 release of records to the officer or the officer's legal  
8 counsel, or as otherwise provided by law or court order.

9 The bill takes effect upon enactment.